

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

District of

Delaware

JAMES C. HILL

SUMMONS IN A CIVIL CASE

v.

SUPER FRESH FOOD MARKETS, INC.

CASE NUMBER: 05-452 JJF

TO: (Name and address of Defendant)

c/o Phil Johnston (STORE MANAGER)
401 New London Road
Newark, DE 19711

SUPER FRESH FOOD MARKET-STORE #588

FILED

NOV 14 2005

U.S. DISTRICT COURT
DISTRICT OF DELAWARE

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

JAMES C. HILL (PRO SE)
3 Mackenzie Drive
Newark, DE 19711-1505

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLEO

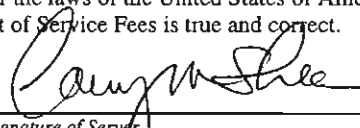
CLERK

NOV 09 2005

DATE

(By) DEPUTY CLERK

SAO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE <u>11/9/05</u>	
NAME OF SERVER (PRINT) <u>CARLEY M SHEA</u>	TITLE <u>PROCESS SERVER</u>	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served: _____ _____		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____		
<input type="checkbox"/> Returned unexecuted: _____ _____		
<input checked="" type="checkbox"/> Other (specify): <u>PERSONALLY SERVED JOHN TOOMY OF SUPER FRESH STORE</u> <u>MARKET STORE # 588 AT 401 NEW LONDON ROAD, NEWARK, DE 19711</u> <u>1505 AT 11:35 AM WITH SUMMONS AND COMPLAINT. ADDRESSEE PHIL</u> <u>JOHNSTON NO LONGER WORKS AT STORE # 588</u>		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p>		
Executed on <u>11/9/05</u> <div style="text-align: right;">Date</div>	<u></u> <div style="text-align: right;">Signature of Server</div> <u>PARCERS INC</u> <u>230 N MARKET ST, WILM DE 19801</u> <div style="text-align: right;">Address of Server</div>	

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.